

**CITY OF BEDFORD HEIGHTS**

**BLOCK PARTY PERMIT**

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

PHONE \_\_\_\_\_

DATE \_\_\_\_\_

TIME OF PARTY \_\_\_\_\_

PROPOSED STREETS \_\_\_\_\_

**BLOCK PARTY REGULATIONS**

1. A Block Party Permit must be obtained from the Mayor's Office (no cost).
2. Permit must be obtained two weeks in advance of the party. If there is a cancellation, notify the Mayor's Office at 440-786-3215.
3. Block Party shall be held between the hours of 11:00 a.m. and 8:00 p.m.
4. Only one lane of the street can be blocked off. A minimum of 2 signs should be posted warning motorists that a Block Party is in progress (visibly posted).
5. Mayor's Office will notify the Police and Fire Department of the dates and times of the Block Party.
6. The Service Division of the Department of Public Service will deliver barricades to the designated streets.
7. Certain main streets cannot be blocked off, as it would create a safety hazard. These streets will not be permitted to have a Block Party. (Police Chief or Safety Director will determine which streets apply).
8. Copies of the Keg Law Ordinance and Block Party Ordinance will be distributed along with the Block Party Permit.
9. Block Party Committee and residents are responsible for clean-up.

**I have read and agree to adhere to the aforementioned rules governing Block Parties:**

\_\_\_\_\_  
*SIGNATURE OF PERSON APPLYING FOR PERMIT*

\_\_\_\_\_  
*DATE*

APPROVED: \_\_\_\_\_ DATE \_\_\_\_\_

**OVER**

PLEASE LIST EACH PERSON ORGANIZING THE BLOCK PARTY AND THOSE RESPONSIBLE FOR CLEAN-UP

NAME	ADDRESS	PHONE NUMBER
PLEASE LIST EACH PERSON RESPONSIBLE FOR CLEAN-UP	PLEASE LIST EACH PERSON RESPONSIBLE FOR CLEAN-UP	PLEASE LIST EACH PERSON RESPONSIBLE FOR CLEAN-UP
NAME	ADDRESS	PHONE NUMBER

**957.01 DEFINITIONS.**

As used in the Codified Ordinances:

- (a) **"Block party"** means a party or other gathering held in a street or public right of way.  
(Ord. 84-203. Passed 11-6-84.)

**957.02 PERMIT REQUIRED.**

No person shall assemble or conduct a **block party** without first having obtained a permit from the Mayor's office as hereinafter provided.

(Ord. 84-203. Passed 11-6-84.)

**957.03 APPLICATION.**

Every applicant for a permit to hold a block party shall file with the Mayor's office a written application upon a form prepared and provided by the Municipality and signed by the applicant two weeks prior to the date upon which the block party is to take place. The application shall state:

- (a) The name, address and telephone number of the applicant.
- (b) The street or public right of way where the block party is to be held.
- (c) The date upon which the party is to be held.
- (d) The time of day the party is to be held and the length of time requested.
- (e) The name, address and telephone number of each person organizing the block party and responsible for clean-up at the conclusion of the party.

(Ord. 84-203. Passed 11-6-84.)

**957.04 ISSUANCE OF PERMIT; NOTIFICATION AND RECORD THEREOF;  
CANCELLATIONS.**

(a) The permit, which will be issued free of charge, shall be signed and approved by the Mayor. The permit shall contain the same information required to be contained in the application under Section 957.03.

(b) The Mayor's office shall maintain a separate record of all permits issued under this chapter and shall notify the Clerk of Council and the Police and Fire Departments on the same day of issuance of a **block party** permit.

(c) The applicant shall notify the Mayor's office immediately upon cancellation of the scheduled **block party**. A postponement of a **block party** shall be treated as a cancellation and will require a new application to be filed and a new permit to be issued in accordance with the requirements of this chapter before it can take place.

(Ord. 84-203. Passed 11-6-84.)

**957.05 HOURS OF THE BLOCK PARTY.**

The block party shall be held only between the hours of 11:00 a.m. and 8:00 p.m. It shall be within the Mayor's discretion to authorize the hours of the block party to extend beyond this time period.

(Ord. 84-203. Passed 11-6-84.)

**957.06 USE OF STREET RESTRICTED; SIGNS REQUIRED.**

(a) Only one side of the designated street is permitted to be used for the **block party**.

(b) A minimum of two signs warning motorists and pedestrians that a **party** is in progress shall be placed on each side of the designated **party** area. The applicant shall present the proposed signs or a sample thereof to the Safety Director for approval prior to the date of the **block party**. The Safety Director shall determine the adequacy of the signs in conveying the warning.

(Ord. 84-203. Passed 11-6-84.)



**957.07 BARRICADES REQUIRED.**

The Service Department shall deliver barricades to the designated party area upon the direction of the Mayor. These barricades must be in use at all times during the block party.  
(Ord. 84-203. Passed 11-6-84.)

**957.08 CLEAN-UP REQUIRED.**

The designated party area shall be cleaned up immediately after the **block party** has ended. Each person whose name appears on the permit shall be jointly and severally responsible for cleaning the entire party area after such use.

(Ord. 84-203. Passed 11-6-84.)

**957.09 PROHIBITION OF MAIN STREETS FOR PARTIES.**

Main streets that would be safety hazards if **block parties** were held on them shall not be used for **block parties**. This determination shall be made by the Safety Director.

(Ord. 84-203. Passed 11-6-84.)

**957.10 COPIES OF LEGISLATION REQUIRED TO ACCOMPANY ISSUANCE OF PERMIT.**

A copy of Section 529.02, Sales to Minors; Prohibitions and Misrepresentations of Chapter 529, Liquor Control, along with a copy of this chapter, shall accompany each **block party** permit issued.  
(Ord. 84-203. Passed 11-6-84.)

**1123.20 BLOCK.**

In describing the boundaries of a district the word “**block**” refers to the legal description. In all other cases, the word “**block**” refers to the property abutting on one side of a street between two intersecting streets, or between a street and a railroad right of way or watercourse.

(Ord. 72-13. Passed 7-11-72.)

**529.02 SALES TO AND USE BY UNDERAGE PERSONS; SECURING PUBLIC ACCOMMODATIONS.**

(a) Except as otherwise provided in this chapter or Ohio R.C. Chapter 4301, no person shall sell beer or intoxicating liquor to an underage person, or shall buy beer or intoxicating liquor for an underage person, or shall furnish it to, an underage person, unless given by a physician in the regular line of his practice or given for established religious purposes, or unless the underage person is supervised by a parent, spouse who is not an underage person or legal guardian.

In proceedings before the Liquor Control Commission, no permit holder, or no employee or agent of a permit holder, charged with a violation of this subsection shall be charged, for the same offense, with a violation of Ohio R.C. 4301.22(A)(1).

(b) No person who is the owner or occupant of any public or private place shall knowingly allow any underage person to remain in or on the place while possessing or consuming beer or intoxicating liquor, unless the intoxicating liquor or beer is given to the person possessing or consuming it by that person's parent, spouse who is not an underage person or legal guardian and the parent, spouse who is not an underage person or legal guardian is present at the time of the person's possession or consumption of the beer or intoxicating liquor.

An owner of a public or private place is not liable for acts or omissions in violation of this subsection that are committed by a lessee of that place, unless the owner authorizes or acquiesces in the lessee's acts or omissions.

(c) No person shall engage or use accommodations at a hotel, inn, cabin, campground or restaurant when he knows or has reason to know either of the following:

(1) That beer or intoxicating liquor will be consumed by an underage person on the premises of the accommodations that the person engages or uses, unless the person engaging or using the accommodations is the spouse of the underage person and is not an underage person, or is the parent or legal guardian of all of the underage persons, who consume beer or intoxicating liquor on the premises and that person is on the premises at all times when beer or intoxicating liquor is being consumed by an underage person;

(2) That a drug of abuse will be consumed on the premises of the accommodations by any person, except a person who obtained the drug of abuse pursuant to a prescription issued by a practitioner and has the drug of abuse in the original container in which it was dispensed to the person.

(d) (1) No person is required to permit the engagement of accommodations at any hotel, inn, cabin or campground by an underage person or for an underage person, if the person engaging the accommodations knows or has reason to know that the underage person is intoxicated, or that the underage person possesses any beer or intoxicating liquor and is not supervised by a parent, spouse who is not an underage person or legal guardian who is or will be present at all times when the beer or intoxicating liquor is being consumed by the underage person.

(2) No underage person shall knowingly engage or attempt to engage accommodations at any hotel, inn, cabin or campground by presenting identification that falsely indicates that the underage person is twenty-one years of age or older for the purpose of violating this section.

(e) No underage person shall knowingly order, pay for, share the cost of, attempt to purchase, possess, or consume any beer or intoxicating liquor, in any public or private place. No underage person shall knowingly be under the influence of any beer or intoxicating liquor in any public place. The prohibitions set forth in this subsection (e) hereof against an underage person knowingly possessing, consuming, or being under the influence of any beer or intoxicating liquor shall not apply if the underage person is supervised by a parent, spouse who is not an underage person, or legal guardian, or

the beer or intoxicating liquor is given by a physician in the regular line of the physician's practice or given for established religious purposes.

(f) No parent, spouse who is not an underage person or legal guardian of a minor shall knowingly permit the minor to violate this section or Section 529.021(a) to (c).

(g) The operator of any hotel, inn, cabin or campground shall make the provisions of this section available in writing to any person engaging or using accommodations at the hotel, inn, cabin or campground.

(h) As used in this section:

(1) "Drug of abuse" has the same meaning as in Ohio R.C. 3719.011.

(2) "Hotel" has the same meaning as in Ohio R.C. 3731.01.

(3) "Licensed health professional authorized to prescribe drugs" and "prescription" have the same meanings as in Ohio R.C. 4729.01.

(4) "Minor" means a person under the age of eighteen years.

(5) "Underage person" means a person under the age of twenty-one years.

(ORC 4301.69)

(i) Whoever violates this section is guilty of a misdemeanor of the first degree. In addition, whoever violates subsection (a) hereof shall be fined not less than five hundred dollars (\$500.00).

(ORC 4301.99)

**529.021 PURCHASE BY MINOR; MISREPRESENTATION.**

(a) Except as otherwise provided in this chapter or Ohio R.C. Chapter 4301, no person under the age of twenty-one years shall purchase beer or intoxicating liquor.

(ORC 4301.63)

(b) Except as otherwise provided in this chapter or Ohio R.C. Chapter 4301, no person shall knowingly furnish any false information as to the name, age or other identification of any person under twenty-one years of age for the purpose of obtaining or with the intent to obtain, beer or intoxicating liquor for a person under twenty-one years of age, by purchase, or as a gift.

(ORC 4301.633)

(c) Except as otherwise provided in this chapter or Ohio R.C. Chapter 4301, no person under the age of twenty-one years shall knowingly show or give false information concerning the person's name, age or other identification for the purpose of purchasing or otherwise obtaining beer or intoxicating liquor in any place where beer or intoxicating liquor is sold under a permit issued by the Division of Liquor Control or sold by the Division of Liquor Control.

(ORC 4301.634)

(d) (1) Whoever violates any provision of this section for which no other penalty is provided is guilty of a misdemeanor of the first degree.

(2) Whoever violates subsection (a) hereof, shall be fined not less than twenty-five dollars (\$25.00) nor more than one hundred dollars (\$100.00). The court imposing a fine for a violation of subsection (a) hereof may order that the fine be paid by the performance of public work at a reasonable hourly rate established by the court. The court shall designate the time within which the public work shall be completed.

(3) A. Whoever violates subsection (c) hereof is guilty of a misdemeanor of the first degree. If, in committing a first violation of that subsection, the offender presented to the permit holder or the permit holder's employee or agent a false, fictitious or altered identification card, a false or fictitious driver's license purportedly issued by any state, or a driver's license issued by any state that has been altered, the offender is guilty of a misdemeanor of the first degree and shall be fined not less than two hundred fifty dollars (\$250.00) and not more than one thousand dollars (\$1,000) and may be sentenced to a term of imprisonment of not more than six months.

B. On a second violation in which, for the second time, the offender presented to the permit holder or the permit holder's employee or agent a false, fictitious or altered identification card, a false or fictitious driver's license purportedly issued by any state, or a driver's license issued by any state that has been altered, the offender is guilty of a misdemeanor of the first degree and shall be fined not less than five hundred dollars (\$500.00) nor more than one thousand dollars (\$1,000), and may be sentenced to a term of imprisonment of not more than six months. The court also may impose a class seven suspension of the offender's driver's or commercial driver's license or permit or nonresident operating privilege from the range specified in Ohio R.C. 4510.02(A)(7).

C. On a third or subsequent violation in which, for the third or subsequent time, the offender presented to the permit holder or the permit holder's employee or agent a false, fictitious or altered identification card, a false or fictitious driver's license purportedly issued by any state, or a driver's license issued by any state that has been altered, the offender is guilty of a misdemeanor of the first degree and shall be fined not less than five hundred dollars (\$500.00) nor more than one thousand dollars (\$1,000), and may be sentenced to a term of imprisonment of not more than six months. The court also shall impose a class six suspension of the offender's driver's or commercial driver's license or permit or nonresident operating privilege from the range specified in Ohio R.C. 4510.02(A)(6), and the court may order that the suspension or denial remain in effect until the offender attains the age of



**529.07 OPEN CONTAINER PROHIBITED.**

(a) As used in this section:

- (1) "Chauffeured limousine" means a vehicle registered under Ohio R.C. 4503.24.
- (2) "Street," "highway" and "motor vehicle" have the same meanings as in Ohio R.C. 4511.01.

(b) No person shall have in the person's possession an opened container of beer or intoxicating liquor in any of the following circumstances:

- (1) In a State liquor store;
- (2) Except as provided in subsection (c) hereof, on the premises of the holder of any permit issued by the Division of Liquor Control;
- (3) In any other public place;
- (4) Except as provided in subsection (d) or (e) hereof, while operating or being a passenger in or on a motor vehicle on any street, highway or other public or private property open to the public for purposes of vehicular travel or parking;
- (5) Except as provided in subsection (d) or (e) hereof, while being in or on a stationary motor vehicle on any street, highway or other public or private property open to the public for purposes of vehicular travel or parking.

(c) (1) A person may have in the person's possession an opened container of any of the following:

A. Beer or intoxicating liquor that has been lawfully purchased for consumption on the premises where bought from the holder of an A-1-A, A-2, D-1, D-2, D-3, D-3a, D-4, D-4a, D-5, D-5a, D-5b, D-5c, D-5d, D-5e, D-5f, D-5g, D-5h, D-5i, D-5j, D-5k, D-7, D-8, E, F, F-2 or F-5 permit;

B. Beer, wine or mixed beverages served for consumption on the premises by the holder of an F-3 permit or wine served for consumption on the premises by the holder of an F-4 or F-6 permit;

C. Beer or intoxicating liquor consumed on the premises of a convention facility as provided in Ohio R.C. 4303.201;

D. Beer or intoxicating liquor to be consumed during tastings and samplings approved by rule of the Liquor Control Commission.

(2) A person may have in the person's possession on an F liquor permit premises an opened container of beer or intoxicating liquor that was not purchased from the holder of the F permit if the premises for which the F permit is issued is a music festival and the holder of the F permit grants permission for that possession on the premises during the period for which the F permit is issued. As used in this section, "music festival" means a series of outdoor live musical performances, extending for a period of at least three consecutive days and located on an area of land of at least forty acres.

(3) A. A person may have in the person's possession on a D-2 liquor permit premises an opened or unopened container of wine that was not purchased from the holder of the D-2 permit if the premises for which the D-2 permit is issued is an outdoor performing arts center, the person is attending an orchestral performance, and the holder of the D-2 permit grants permission for the possession and consumption of wine in certain predesignated areas of the premises during the period for which the D-2 permit is issued.

B. As used in subsection (c)(3)A. of this section:

1. "Orchestral performance" means a concert comprised of a group of not fewer than forty musicians playing various musical instruments.

2. "Outdoor performing arts center" means an outdoor performing arts center that is located on not less than eight hundred acres of land and that is open for performances from the first day of April to the last day of October of each year.

twenty-one years. The court also may order the offender to perform a determinate number of hours of community service, with the court determining the actual number of hours and the nature of the community service the offender shall perform.

(ORC 4301.99)

(d) This section does not apply to a person who pays all or a portion of the fee imposed for the use of a chauffeured limousine pursuant to a prearranged contract, or the guest of such a person, when all of the following apply:

- (1) The person or guest is a passenger in the limousine;
- (2) The person or guest is located in the limousine, but is not occupying a seat in the front compartment of the limousine where the operator of the limousine is located;
- (3) The limousine is located on any street, highway, or other public or private property open to the public for purposes of vehicular travel or parking.

(e) An opened bottle of wine that was purchased from the holder of a permit that authorizes the sale of wine for consumption on the premises where sold is not an opened container for the purposes of this section if both of the following apply:

(1) The opened bottle of wine is securely resealed by the permit holder or an employee of the permit holder before the bottle is removed from the premises. The bottle shall be secured in such a manner that it is visibly apparent if the bottle has been subsequently opened or tampered with.

(2) The opened bottle of wine that is resealed in accordance with subsection (e)(1) of this section is stored in the trunk of a motor vehicle or, if the motor vehicle does not have a trunk, behind the last upright seat or in an area not normally occupied by the driver or passengers and not easily accessible by the driver.

(ORC 4301.62)

(f) Whoever violates this section is guilty of a minor misdemeanor.

(ORC 4301.99(A))

